

1  
2  
3  
4  
5  
6  
7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

9 KATHLEEN ASHFORD,

10 Plaintiff,

11 v.

12 MICHAEL J. ASTRUE, Commissioner of  
Social Security,

13 Defendant.  
14

Case No. C11-1590-TSZ-JPD

REPORT AND RECOMMENDATION

15 Plaintiff brought this action to seek judicial review of the denial of her application for  
16 disability benefits by the Commissioner of the Social Security Administration. Dkt. 3. The  
17 parties have stipulated that this case should be reversed and remanded for further administrative  
18 proceedings pursuant to sentence four of 42 U.S.C. § 405(g). Dkt. 16.

19 Based on the stipulation of the parties, the Court recommends that this case be  
20 REVERSED and REMANDED for further administrative proceedings before an Administrative  
21 Law Judge, a de novo hearing, and a new decision. On remand, the Administrative Law Judge  
22 (“ALJ”) shall: (1) obtain supplemental vocational expert testimony to determine whether  
23 Plaintiff can perform other work at step 5 of the sequential evaluation process, and (2) allow  
24 Plaintiff to testify and provide additional information at the new hearing.

Upon proper application, the Court will consider whether reasonable attorney's fees should be awarded pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412(d).

A proposed order accompanies this Report and Recommendation.

DATED this 9th day of March, 2012.

*James P. Donohue*  
JAMES P. DONOHUE  
United States Magistrate Judge